

The clerk will call the roll.

The bill clerk called the roll.

Mr. DURBIN. I announce that the Senator from Maryland (Mr. VAN HOLLEN) is necessarily absent.

Mr. THUNE. The following Senator is necessarily absent: the Senator from Pennsylvania (Mr. TOOMEY).

The result was announced—yeas 54, nays 44, as follows:

[Rollcall Vote No. 119 Ex.]

YEAS—54

| | | |
|--------------|--------------|------------|
| Baldwin | Graham | Ossoff |
| Bennet | Hassan | Padilla |
| Blumenthal | Heinrich | Peters |
| Blunt | Hickenlooper | Reed |
| Booker | Hirono | Rosen |
| Brown | Kaine | Sanders |
| Burr | Kelly | Schatz |
| Cantwell | King | Schumer |
| Cardin | Klobuchar | Shaheen |
| Carper | Leahy | Sinema |
| Casey | Lujan | Smith |
| Collins | Manchin | Stabenow |
| Coons | Markey | Tester |
| Cortez Masto | Menendez | Warner |
| Duckworth | Merkley | Warnock |
| Durbin | Murkowski | Warren |
| Feinstein | Murphy | Whitehouse |
| Gillibrand | Murray | Wyden |

NAYS—44

| | | |
|-----------|------------|------------|
| Barrasso | Hagerty | Risch |
| Blackburn | Hawley | Romney |
| Boozman | Hoeven | Rounds |
| Braun | Hyde-Smith | Rubio |
| Capito | Inhofe | Sasse |
| Cassidy | Johnson | Scott (FL) |
| Cornyn | Kennedy | Scott (SC) |
| Cotton | Lankford | Shelby |
| Cramer | Lee | Sullivan |
| Crapo | Lummis | Thune |
| Cruz | Marshall | Tillis |
| Daines | McConnell | Tuberville |
| Ernst | Moran | Wicker |
| Fischer | Paul | Young |
| Grassley | Portman | |

NOT VOTING—2

Toomey
Van Hollen

The nomination was confirmed.

The ACTING PRESIDENT pro tempore. Under the previous order, the motion to reconsider is considered made and laid upon the table, and the President will be immediately notified of the Senate's actions.

NOMINATION OF DAVID WEIL

Mrs. MURRAY. Mr. President, right now, we are in the midst of a strong economic recovery and record job growth.

But despite the progress we have made, the fact remains that during this pandemic, corporations and rich CEOs made huge profits, while workers still struggle to make ends meet and put food on the table.

If we want to build back an economy that works for everyone, not just those at the very top, then we need be taking action to lower costs, like Democrats have been pushing for, and we need leaders at the Department of Labor who are committed to ensuring workers get every cent of the paychecks they earn and holding corporations accountable when they try to take advantage of workers and commit wage theft.

Dr. David Weil has a long history as a champion for workers, and I come to the floor today to make clear: He is the exact right person to lead the Wage and Hour Division of the DOL.

Dr. Weil is an exceptional choice for this role with just the right experience for the job; in fact, he has already served in this position under the Obama administration. During his past tenure, he proved himself a capable leader, with a steadfast commitment to a simple goal: ensuring workers across the country are paid the wages they earn.

It was under his leadership that the Wage and Hour Division boosted its efforts to enforce the critical set of laws that protect workers against employers undercutting the minimum wage, failing to pay overtime, forcing workers to work "off the clock," and so much more.

These are protections that workers depend on, especially workers who earn low wages, women, and people of color who most often face wage theft.

So we have got to make sure corporations are following them—and that is exactly what David Weil did. He cracked down on corporations who violated the law and denied workers the pay they were owed, and at one point, the division even uncovered an investigation into garment factories that secured \$1.3 million in back pay for cheated workers.

While leading the Agency, he also worked to expand overtime pay for 12 million more workers, close loopholes to help stop employers from misclassifying workers in order to pay them less, and crack down on Federal contractors who weren't following the law and paying fair wages. It has been frustrating to see the previous administration undermine these efforts and reverse this progress, but confirming David Weil to return to the Wage and Hour Division is an important step to put workers first and get us back on the right track. A vote for Dr. Weil is a vote to put wages back in workers' pockets and a vote to hold corporations accountable for wage theft.

So I urge all my colleagues to join me today in sending Dr. Weil back to the DOL.

CLOTURE MOTION

The ACTING PRESIDENT pro tempore. Pursuant to rule XXII, the Chair lays before the Senate the pending cloture motion, which the clerk will state.

The senior assistant legislative clerk read as follows:

CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the nomination of Executive Calendar No. 667, David Weil, of Massachusetts, to be Administrator of the Wage and Hour Division, Department of Labor.

Charles E. Schumer, Brian Schatz, Jack Reed, Angus S. King, Jr., Elizabeth Warren, Chris Van Hollen, Raphael G. Warnock, Jacky Rosen, Tim Kaine, Patty Murray, Margaret Wood Hassan, Tammy Duckworth, Alex Padilla, Tammy Baldwin, Mazie Hirono, Christopher A. Coons.

The ACTING PRESIDENT pro tempore. By unanimous consent, the mandatory quorum call has been waived.

The question is, Is it the sense of the Senate that debate on the nomination of David Weil, of Massachusetts, to be Administrator of the Wage and Hour Division, Department of Labor, shall be brought to a close?

The yeas and nays are mandatory under the rule.

The clerk will call the roll.

The senior assistant legislative clerk called the roll.

The yeas and nays resulted—yeas 47, nays 53, as follows:

[Rollcall Vote No. 120 Ex.]

YEAS—47

| | | |
|--------------|--------------|------------|
| Baldwin | Heinrich | Reed |
| Bennet | Hickenlooper | Rosen |
| Blumenthal | Hirono | Sanders |
| Booker | Kaine | Schatz |
| Brown | King | Schumer |
| Cantwell | Klobuchar | Shaheen |
| Cardin | Leahy | Smith |
| Carper | Lujan | Stabenow |
| Casey | Markey | Tester |
| Coons | Menendez | Van Hollen |
| Cortez Masto | Merkley | Warner |
| Duckworth | Murphy | Warnock |
| Durbin | Murray | Warren |
| Feinstein | Ossoff | Whitehouse |
| Gillibrand | Padilla | Wyden |
| Hassan | Peters | |

NAYS—53

| | | |
|-----------|------------|------------|
| Barrasso | Grassley | Portman |
| Blackburn | Hagerty | Risch |
| Blunt | Hawley | Romney |
| Boozman | Hoeven | Rounds |
| Braun | Hyde-Smith | Rubio |
| Burr | Inhofe | Sasse |
| Capito | Johnson | Scott (FL) |
| Cassidy | Kelly | Scott (SC) |
| Collins | Kennedy | Shelby |
| Cornyn | Lankford | Sinema |
| Cotton | Lee | Sullivan |
| Cramer | Lummis | Thune |
| Crapo | Manchin | Tillis |
| Cruz | Marshall | Toomey |
| Daines | McConnell | Tuberville |
| Ernst | Moran | Wicker |
| Fischer | Murkowski | Young |
| Graham | Paul | |

The PRESIDING OFFICER (Mr. OSSOFF). On this vote, the yeas are 47, the nays are 53.

The motion is rejected.

The majority leader.

ORDER OF PROCEDURE

Mr. SCHUMER. Mr. President, I ask unanimous consent the Senate now vote on the motions to invoke cloture on Executive Calendar Nos. 718, 717, and 716; that the remaining votes tonight be 10-minute votes; that if cloture is invoked on any of these nominations, all post-cloture time be considered expired and the Senate vote on confirmation of the nominations at a time to be determined by the majority leader or his designee following consultation with the Republican leader.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. SCHUMER. Members, we have three more votes coming up. If we stay in our seats and stay close, we can get them done quickly. So, please, hang around.

CLOTURE MOTION

The PRESIDING OFFICER. Pursuant to rule XXII, the Chair lays before the